

UNITED STATES DISTRICT COURT  
for the  
EASTERN DISTRICT OF NORTH CAROLINA

**U.S.A. vs. Yvonda Jean Lewis**

**Docket No. 7:17-CR-86-6H**

**Petition for Action on Supervised Release**

COMES NOW Scott Plaster, U.S. Probation Officer of the court, presenting a petition for modification of the Judgment and Commitment Order of Yvonda Jean Lewis, who, upon an earlier plea of guilty to Conspiracy to Possess with Intent to Distribute a Quantity of Cocaine Base (Crack), was sentenced by the Honorable Malcolm J. Howard, Senior U.S. District Judge, on January 10, 2018, to the custody of the Bureau of Prisons for a term of 18 months. It was further ordered that upon release from imprisonment the defendant be placed on supervised release for a period of 36 months.

Yvonda Jean Lewis was released from custody on November 9, 2018, at which time the term of supervised release commenced. On February 13, 2019, the court was notified via a Violation Report that the defendant admitted to cocaine use. Supervision was permitted to continue, the defendant was referred for substance abuse treatment, and her frequency of drug testing was increased.

On March 11, 2019, a Violation Report was submitted to the court which advised that the defendant had again used cocaine. The defendant was permitted to continue substance abuse treatment, drug testing was increased, and supervision continued.

On March 27, 2019, after the defendant tested positive for cocaine use a third time, the conditions of supervised release were modified to include a curfew, with location monitoring, for 60 days, and supervision was permitted to continue.

A motion to revoke the defendant's supervised release was filed on April 16, 2019, as a result of continued drug use by the defendant. The motion to revoke supervision was amended on April 26, 2019, and again June 5, 2019, alleging additional drug use, criminal association by the defendant, and failure to abide by the conditions and terms of the home confinement/electronic monitoring program.

The defendant's supervised release was revoked on June 12, 2019, and the defendant was committed to the custody of the Bureau of Prisons for a period of six (6) months. It was further ordered that the defendant be placed on supervised release for two years under the conditions previously imposed following her release from confinement.

Yvonda Jean Lewis was released from custody on December 4, 2019, at which time the second term of supervised release commenced.

**RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS FOLLOWS:** Based upon the defendant's personal and family history, the probation officer recommended the defendant agree to participate in a program of mental health treatment as directed by the probation officer. The defendant explained that she has eight children, but she has lost custody of all of them as a result of her poor lifestyle choices. Her youngest child, a son, is two years old, and is currently in the custody of the North Carolina Division of Social Services and is in foster care. Ms. Lewis currently has visitation rights, but she is attempting to regain custody of her son. The North Carolina Division of Social Services has recommended the defendant complete a substance abuse assessment, as well as a mental health assessment. The defendant has already been referred for a substance abuse assessment and treatment, but she is financially unable to pay for the cost of a mental health assessment. In an effort to assist Ms. Lewis in taking the proper steps to become more actively involved in her son's care and custody, the probation

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officer approached Ms. Lewis with a proposal to modify the conditions of her supervised release to include participation in a program of mental health treatment. Ms. Lewis has agreed to participate in a program of mental health treatment, and the defendant signed a Waiver of Hearing agreeing to the proposed modification of supervision.

**PRAYING THAT THE COURT WILL ORDER** that supervised release be modified as follows:

1. The defendant shall participate in a program of mental health treatment, as directed by the probation office.

Except as herein modified, the judgment shall remain in full force and effect.

Reviewed and approved,

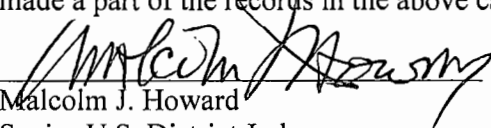
I declare under penalty of perjury that the foregoing  
is true and correct.

/s/ Dewayne L. Smith  
Dewayne L. Smith  
Supervising U.S. Probation Officer

/s/ Scott Plaster  
Scott Plaster  
U.S. Probation Officer  
310 New Bern Avenue, Room 610  
Raleigh, NC 27601-1441  
Phone: 919-861-8808  
Executed On: December 10, 2019

**ORDER OF THE COURT**

Considered and ordered this 11<sup>th</sup> day of December, 2019, and ordered filed and made a part of the records in the above case.

  
Malcolm J. Howard  
Senior U.S. District Judge